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## IN THE UNITED STATES PATENT &amp; TRADEMARK OFFICE

SERIAL NO.: 09/963,815  
FILED: September 26, 2001  
FOR: CONTROLLING FUEL TANK VAPOR VENTING DURING  
REFUELING  
APPLICANT: ROBERT P. BENJEY  
ART UNIT: 3753  
EXAMINER: JOHN A. RIVELL  
CONFIRMATION #: 1163

Mail Stop Appeal Brief – Patents  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

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OCT 16 2003  
TECHNOLOGY CENTER R3700

Sir:

**NOTICE OF APPEAL UNDER 37 CFR 1.191**

Responsive to the Final Rejection dated 07/16/2003, Applicant herewith appeals the final rejection of claims 1 through 11 to the Board of Patent Appeals and Interferences.

The Commissioner is authorized to charge our **Deposit Account No. 05-0275** for the fee of **\$330.00** pursuant to 37 CFR 1.17(b) and to charge any additional fees or credit any overpayment thereto (two copies of this sheet are provided).

Respectfully submitted,

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**CERTIFICATE OF MAILING UNDER 37 CFR 1.8**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to:  
Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

Dated: 8, 2003

  
Lorelei K. Dingethal

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